

**NUNC PRO TUNC**

**JUN 16 2008**

**FILED**

**2008 JUN 18 PM 2:51**

CLERK OF DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

BY KMH DEPUTY

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MERVYN'S, LLC

8 UNITED STATES DISTRICT COURT

9 SOUTHERN DISTRICT OF CALIFORNIA

10 BARBARA HUBBARD,

11 Plaintiff,

12 v.

13 C.V. CENTER, INC.; JAMBA JUICE  
COMPANY dba JAMBA JUICE #603;  
14 CASUAL DINING SERVICES, INC. dba  
PIZZERIA UNO; MERVYN'S LLC;  
15 STARBUCKS CORPORATION dba  
STARBUCKS COFFEE #6632;  
16 J.C. PENNEY COMPANY, INC. dba  
JCPENNEY #1274; SERLER, INC. dba  
17 SUBWAY #31595; MANNA  
DEVELOPMENT GROUP, LLC dba  
18 PANERA BREAD CAFE #4284,

19 Defendants.

Case No. 08-CV-00471-JAH-LSP

**VIA FAX**

STIPULATION OF DISMISSAL AND  
ORDER THERBON RELATED TO  
DEFENDANT MERVYN'S LLC ONLY

Complaint Filed: March 13, 2008

22 Pursuant to Federal Rule of Civil Procedure 41(a), plaintiff Barbara Hubbard ("Hubbard")  
23 and defendant Mervyn's LLC ("Mervyn's") hereby stipulate that this action, including all claims  
24 for relief that have been or could have been asserted by Hubbard in connection with the general  
25 set of facts and circumstances underlying this action as to Mervyn's shall be dismissed with  
26 prejudice. This dismissal shall not relate to Hubbard's claims against any of the other defendants  
27 in this action.

28 LAI-2951588vt

Case No. 08-CV-00471-JAH-LSP  
Stipulation of Dismissal

CR

1 The parties also stipulate that each party shall bear their own attorneys' fees and costs in  
2 this action.

3 IT IS SO STIPULATED:

4 Dated: 6/16, 2008

JONES DAY

By: 

Steven M. Zadavec

Attorneys for Defendant MERVYN'S LLC

9  
10 Dated: 6/13, 2008

DISABLED ADVOCACY GROUP, AFLC

By: 

Lynn Hubbard III

Attorneys for Plaintiff Barbara Hubbard

16 ORDER

17 IT IS SO ORDERED.

18 DATED: \_\_\_\_\_  
19

20 UNITED STATES DISTRICT COURT JUDGE  
21  
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23  
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